

Attorney's Docket No. 2000FR302
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent
FAX RECEIVED

In re U.S. patent of
Didier WILHELM, et al.
Serial No. 09/778,353
Filed: February 7, 2001

ATTENTION: Michael L. Shippen

Fax: 703-872-9306

Group 1621

NOV 12 2002

GROUP 1600

For: DEALKOXYETHANOLS, THEIR PREPARATION PROCESS AND THEIR APPLICATIONS

LETTER TO CORRECT PTO RECORDS

Assistant Commissioner for Patents
Washington, DC 20231

OFFICIAL

Dear Sir:

Applicants received a Notice of Abandonment dated November 4, 2002, copy enclosed, in connection with the above-identified application.

Applicants respectfully request that the USPTO correct their records to indicate that the Response to the Restriction Requirement was timely filed on April 16, 2002, and the facsimile Auto-Reply Transmission indicates the date of April 16, 2002. A copy of the Response to Restriction Requirement and Auto-Reply Facsimile Transmission are attached for your information.

The undersigned respectfully requests confirmation from the USPTO vacating the Notice of Abandonment.

Respectfully submitted,


Richard P. Silverman, Reg. No. 36,277

(CUSTOMER NUMBER 25,255)

Clariant Corporation
Industrial Property Department
4000 Monroe Road
Charlotte, North Carolina 28205
Direct Dial: 704/331-7186
Facsimile: 704/331-7707

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a) and 1.10

I hereby certify that this correspondence is, on the date shown below, being transmitted by facsimile to the Assistant Commissioner for Patents, Attention Michael Shippen (703-872-9306) (6 pages)

Vicki L. Sgro: 

Date: November 11, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20531
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/778,353	02/07/2001	Didier Wilhelm	2000FR302	8021

25255 7590 11/04/2002

CLARIANT CORPORATION
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4000 MONROE ROAD
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EXAMINER

SHIPPEN, MICHAEL L

ART UNIT

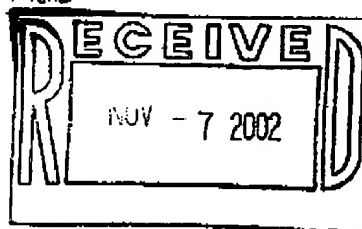
PAPER NUMBER

1621

DATE MAILED: 11/04/2002

6

Please find below and/or attached an Office communication concerning this application or proceeding.



Notice of Abandonment

Application No.

09/778,353

Applicant(s)

WILHELM ET AL.

Examiner

MICHAEL L. SHIPPEN

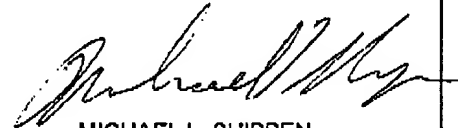
Art Unit

1621

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 04 April 2002.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:


 MICHAEL L. SHIPPEN
 Primary Examiner
 Art Unit: 1621

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.